



UNITED STATES PATENT AND TRADEMARK OFFICE

DEC - 8 2003

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In re application of  
Gijs Van Rooijen et al.  
Serial No. : 10/032,201  
Filed : December 19, 2001  
Attorney Docket No.: 38814-351B

: DECISION ON PETITION

This is in response to applicants' petition under 37 CFR 1.53(e) to grant the filing date of December 19, 2001, filed July 25, 2003. Since the filing date of the application was never in question, the petition is being treated as a petition under 37 CFR 1.181(a) requesting acceptance of the paper filed with the petition as page 1 of the specification. No petition fee is required.

A review of the file history shows that the application was filed under 37 CFR 1.53(b) on December 19, 2001. In an Office action mailed May 27, 2003 the examiner noted that page 1 of the specification was not present in the application file.

Applicants state that the application as filed contained 146 pages, including a sheet designated as page 1. As evidence, applicants provide a copy of the stamped return receipt postcard indicating that 146 pages were filed and received. Applicants also point out that a Notice to File Missing Parts was mailed on February 22, 2002, and said Notice did not mention page 1 of the specification as missing. In view of this evidence, applicants are considered to have submitted page 1 along with the rest of the specification on December 19, 2001.

Applicants' petition is **GRANTED**. The sheet provided by applicants will be entered as page 1 of the specification.

Since no fee is required for this petition, the petition fee of \$130 will be refunded to Deposit Account 50-1213 as directed.

Should there be any questions with regard to this letter please contact Bruce Campell by letter addressed to the Director, Technology Center 1600, P. O. Box 1450, Alexandria, VA, 22313-1450 or by telephone at (703) 308-4205 or by facsimile transmission at (703) 746-5006.

John Doll  
Director, Technology Center 1600